

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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THE CITY OF NEW YORK,

Plaintiff, Civ. No. 22-5525

-against-

ARM OR ALLY, LLC, RAINIER ARMS, LLC, SALVO
TECHNOLOGIES, INC. d/b/a “80P BUILDER,” ROCK
SLIDE USA, LLC, and INDIE GUNS, LLC,

Defendants.

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NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the Memorandum of Law in Support of its Motion to Strike Indie Guns LLC’s Answer, for entry of a Certificate of Default, and for Entry of a Default Judgment and the Declaration of Doris F. Bernhardt, and the Exhibits annexed thereto, Sylvia O. Hinds-Radix, Corporation Counsel of the City of New York, by Doris F. Bernhardt, Assistant Corporation Counsel, will move this Court, at the United States United States Courthouse for the Southern District of New York located at 40 Foley Square, New York, New York, 10007 on a date and at a time to be designated by the Court, for an Order pursuant to Rules 55 and Rule 65 of the Federal Rules of Civil Procedure: (1) striking Indie Guns LLC’s (“Indie Guns”) Answer and entering a certificate of default against Indie Guns; (2) entering a judgment of default against Indie Guns; (3) permanently enjoining Indie Guns from selling and delivering into New York City “ghost guns,” “80% receivers or frames,” “unfinished frames or receivers,” unserialized “receivers” or “frames,” or any kits or collections of “unfinished” or unserialized gun parts that can be assembled into a firearm; (4) ordering Indie Guns to preserve and turn over to the City any and all records and information concerning each sale and/or shipment of the foregoing products to a New York City address or to a person with a New York City billing

address; and (5) granting the City of New York such other and further relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that, pursuant to Federal Rule of Civil Procedure Rules 5(b)(2)(C) and 6 and Local Civil Rule 6.1(b), papers in opposition to the motion, if any, shall be served within fourteen days after service of the motion, plus three days for service by mail.

Dated: New York, New York
 February 1, 2023

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